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Cyprus PTY Ltd dba Armorpipe™ Technologies
6 *and International Materials & Technology PTY*
Limited dba Imatech

7

8 **UNITED STATES DISTRICT COURT**
DISTRICT OF NEVADA

9
10 NEWMONT USA LIMITED, a Delaware
Corporation,

11 Plaintiff,

12 v.

13 IMATECH SYSTEMS CYPRUS PTY LTD dba
ARMORPIPE™ TECHNOLOGIES, a foreign
14 Corporation; INTERNATIONAL MATERIALS
& TECHNOLOGY PTY LIMITED dba
15 IMATECH, a foreign Corporation; and DOES 1
to 10, inclusive,

16 Defendants.

17 Case No. 3:18-cv-00575-HDM-WGC

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**STIPULATION AND ORDER
EXTENDING THE TIME FOR
DEFENDANT INTERNATIONAL
MATERIALS & TECHNOLOGY PTY
LIMITED dba IMATECH'S ANSWER
TO COMPLAINT**

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24 **(First Request)**

25 Nevada Gold Mines, LLC (“NGM”) a Delaware limited liability company and
Defendants Imatech Systems Cyprus PTY Ltd dba Armorpipe™ Technologies (“Imatech
Cyprus”) and International Materials & Technology PTY Limited dba Imatech (“IM&T”),
without waiver of any defenses, hereby stipulate as follows:

26 1. Defendant IM&T's Motion to Dismiss for Lack of Personal Jurisdiction Pursuant
27 to FRCP 12(b)(2) was denied without prejudice on October 1, 2019. (ECF No. 49).

28 2. Defendant Imatech Cyprus filed an Answer on August 7, 2019 (ECF No. 40).

1 3. Defendant IM&T's responsive pleading is currently due on October 15, 2019.

2 4. NGM has indicated that it intends to file a First Amended Complaint.

3 5. The parties are currently discussing whether formal leave to amend will be
4 needed and potential future service issues. The parties anticipate reaching a decision on these
5 issues within one week or less.

6 6. So as to facilitate additional discussions regarding amendment issues, the parties
7 stipulate that Defendant IM&T shall have an extension of time to file a responsive pleading to
8 the current Complaint up to and including October 25, 2019. Should leave to file an amended
9 Complaint be granted by stipulation or otherwise, Defendant IM&T's responsive pleading will
10 be due in the ordinary course.

11 7. This extension is being sought for good cause and not for the purposes of delay.

12 RESPECTFULLY SUBMITTED this 15th day of October, 2019.

13 McDONALD CARANO LLP

SANTORO WHITMIRE

14 /s/ Sarah Ferguson

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21 *Attorneys for Defendants Imatech Systems*
22 *Cyprus PTY Ltd dba ArmorpipeTM*
23 *Technologies and International Materials &*
24 *Technology PTY Limited dba Imatech*

20 **IT IS SO ORDERED:**

21 William G. Cobb
22 UNITED STATES MAGISTRATE JUDGE

23 DATED: October 15, 2019